

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED

In re application of: Henning et al.

Group No.: 2121

Serial No.: 10/023,501

Examiner:

Filed: 12/17/2001

JUL 11 2002

Technology Center 2100

For: "Method for Increasing Clinical Specificity When Detecting Tumors and Their Precursor Stages by Simultaneously Measuring at Least Two Different Molecular Markers"

CERTIFICATION OF MAILING UNDER 37 C.F.R. 1.8(a)

I hereby certify that this correspondence and any papers referred to as attached are being deposited, on the date shown below, with the United States Postal Service, with sufficient postage, as first class mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Date: JUL 2 - 2002

Maximilian Chaput
Signature of Person Certifying

**ASSISTANT COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231**

**TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT
BEFORE MAILING OF FIRST OFFICE ACTION (37 C.F.R. 1.97(b))**

Dear Sir:

Applicants wish to cite for the record in the above-identified application the references shown on the accompanying copy of PTO form 1449.

**IDENTIFICATION OF TIME OF FILING THE ACCOMPANYING
INFORMATION DISCLOSURE STATEMENT**

The information disclosure statement transmitted herewith is being filed **before** the mailing date of the first Office action on the merits.

FEE PAYMENT

Applicants believe that no fees are due with this submission. However, the Commissioner is hereby authorized to charge any fees that may have been overlooked but that are required to Deposit Account 13-3372. Additionally, please credit any overpayment to the same account.

Respectfully submitted,

Susan M. Pellegrino
Susan M. Pellegrino
Attorney for Applicant(s)

Bayer Corporation
400 Morgan Lane
West Haven, CT 06516

Reg. No. 48,972

Telephone: (203) 812-6450

Date: 6/28/02

RECEIVED
SEP 26 2003
TC 1700

RECEIVED

JAN 09 2003

Form PTO-1449
(Modified)



U.S. Department of Commerce
Patent and Trademark Office

Serial No.
10/023,501

Group Art Unit
2121

Filing Date
12/17/2001

Atty. Docket No.
Le A 35 012

INFORMATION DISCLOSURE CITATION

Applicant(s) Henning, et al.

RECEIVED

JUL 11 2002

U.S. PATENT DOCUMENTS

Technology Center 2100

*		DOCUMENT NO.							DATE MM/DD/YY	NAME	CLASS	SUB- CLASS	FILING DATE IF APPROPRIATE
	U1	5	7	3	3	7	2	1	03/31/98	Hemstreet, et al.	435	6	12/20/92
	U2	5	7	4	1	6	4	8	04/21/98	Hemstreet, et al.	435	6	02/09/96

FOREIGN PATENT DOCUMENTS

		DOCUMENT NO.							DATE DD/MM/YY	COUNTRY	PRIMARY CLASS	SUB- CLASS	TRANSLATION	
													YES	NO

OTHER REFERENCES (Including Author, Title, Date, Pertinent Pages, etc.)

F1	Rao, J., Apple, S., Hemstreet, G., Jin, Y., Nieberg, R., "Single Cell Multiple Biomarker Analysis in Archival Breast Fine-Needle Aspiration Specimens: Quantitative Fluorescence Image Analysis of DNA Content, p53, and G-actin as Breast Cancer Biomarkers", Cancer Epidemiology, Biomarkers & Prevention, <u>7</u> : 1027-1033 (1998)
F2	Valdiguie, P., "Role and Use of Expert Systems Within the Clinical Laboratory", Clinica Chimica Acta, <u>278</u> : 193-202 (1998)
F3	Neel, T., Moreau, A., Labois, C., Truchaud, A., "Comparative Evaluation of Automated Systems in Immunohistochemistry", Clinica Chimica Acta, <u>278</u> : 185-192 (1998)

RECEIVED

JAN 09 2003

TECHNOLOGY CENTER R3700

RECEIVED
SEP 26 2003
TC 1700

EXAMINER

DATE CONSIDERED

* EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.